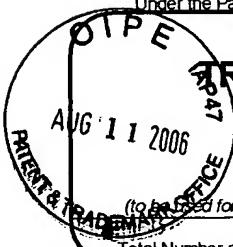


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PTO/SB/21 (07-06)

Approved for use through 09/30/2006. OMB 0651-0031  
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TRANSMITTAL  
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(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

6

|                        |                     |
|------------------------|---------------------|
| Application Number     | 10/656,629          |
| Filing Date            | September 8, 2003   |
| First Named Inventor   | Malak, Henryk       |
| Art Unit               | 1641                |
| Examiner Name          | Christopher L. Chin |
| Attorney Docket Number |                     |

| ENCLOSURES (Check all that apply)   |  |  |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks   |  |  |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |  |
|--------------|---|----------|--|
| Firm Name    | Malak, Henryk   |          |  |
| Signature    |  |          |  |
| Printed name | Malak, Henryk   |          |  |
| Date         | August 8, 2006  | Reg. No. |  |

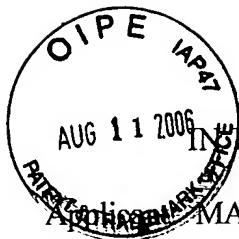
## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

|                       |   |      |                |
|-----------------------|---|------|----------------|
| Signature             |  |      |                |
| Typed or printed name | Malak, Henryk   | Date | August 8, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Serial No. 10/656,629

Inventor: H. Malak et al.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MALAK ET AL

\*

Serial No.: 10/656,629

\* Art Unit: 1641

Filed: September 8, 2003

\* Examiner: Christopher L. Chin

For: Optochemical Sensing with Multi-Band Fluorescence Enhanced by Surface Plasmon Resonance.

#### AMENDMENT UNDER 37 CFR § 1.111

To the Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is responsive to the Official Action of July 27, 2006 which was non-final and claims 1, 2, 5, 6, 12, 13, 17, and 20 are pending in this application.

#### In the CLAIM section.

Applicants amended the Claim section in compliance with 37 CFR 1.121. Applicants amended claims 1, 2, 5, 6, 13, 17, and 20, cancelled claim 12, and brought back original claims 4, 15, 18-20 that find basis in the original specification. No new matter has been inserted into the amended claims. The amended claims and a clean copy of the pending claims are shown on the following pages.

#### SUMMARY

All outstanding issues have been addressed. Taking into consideration the totality of the application as filed (i.e., the specification, claims and drawings), the currently amended application is in compliance with 35 USC § 112.

Sincerely,

  
Dr. Henryk Malak

08/08/2006

Date